IN THE UNITED STATES DISTRICT COURT FOR THE EASTERN DISTRICT OF PENNSYLVANIA

:

HENSON GAINES,

Plaintiff

CIVIL ACTION

v.

MICHAEL J. ASTRUE,

Commissioner of the

Social Security Administration, Defendant

No. 10-5098

ORDER

BERLE M. SCHILLER, J.

AND NOW, this 5 day of

, 2011, upon consideration of

Plaintiff's request for review, Defendant's response, and Plaintiff's reply, and after careful review of the Report and Recommendation of United States Magistrate Judge Timothy R. Rice, IT IS ORDERED that:

- The Report and Recommendation is APPROVED and ADOPTED. 1.
- The Plaintiff's request for reversal is GRANTED. 2.
- The matter is remanded to the Commissioner for further review consistent 3. with the Report and Recommendation.

BERLE M. SCHILLER, J.